

FEB 22 2007

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FACSIMILE COVER LETTER

To: Commissioner for Patents
Examiner Hosuk Song

Firm: U.S. Patent and Trademark Office
Art Unit 2135

Facsimile: (571) 273-8300

From: William S. Frommer

Date: February 22, 2007

Re: FLH Ref No.: 450100-4406.1
Serial No.: 09/872,509

Number of Pages: 6
(including cover page)

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PATENT
450100-4406.1IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Ryuji ISHIGURO et al.

Serial No. : 09/872,509

Filed : June 1, 2001

For : ENCIPHERING APPARATUS AND METHOD, DECIPHERING APPARATUS AND METHOD AS WELL AS INFORMATION PROCESSING APPARATUS AND METHOD

Examiner : Hosuk Song

Art Unit : 2135

Confirmation No.: 5357

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I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office, Facsimile No. (571) 273-8300, on the date shown below.

Barnet Shindler

Bartell

Type or print name of person signing certification
Signature

February 22, 2007

Date of Signature

PETITION UNDER 35 C.F.R. 1.181 FOR WITHDRAWAL OF NOTICE OF ABANDONMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a request to withdraw the Notice of Abandonment issued in the above-identified application on February 12, 2007, allegedly because of Applicants' failure to respond to the Communication dated March 23, 2006.

PATENT
450100-4406.1

This application is a continuation of parent application 09/059,776 and was filed with a copy of the signed declaration as filed in the parent application. The Notice of Allowance issued in this continuation on January 19, 2006 and the Issue Fee was paid on February 24, 2006.

On March 23, 2006 a communication issued from the Publishing Division, stating that the city of residence of inventor Hisato Shima was missing. In an e-mail correspondence dated March 27, 2006 with Ms. Rori Burch from Ms. Laila Korde, assistant to the undersigned attorney of record, Ms. Korde (1) noted that the complete residence information for Mr. Shima had been provided in the parent application and (2) asked if this e-mail correspondence to Ms. Burch was a sufficient response to the March 23, 2006 Communication. A copy of the March 27, 2006 e-mail from Ms. Korde is enclosed.

Ms. Burch replied by e-mail, on March 27, 2006, that the information provided by Ms. Korde's e-mail and the information in the file of the parent application was sufficient. A copy of the e-mail reply from the Ms. Burch also is enclosed.

In view of the communications between the office of the below-named attorney of record and the Office, it is respectfully requested that the notice of abandonment dated February 12, 2007 be withdrawn and that the above-identified allowed application continue through publication.

PATENT
450100-4406.1

It is believed that this is a no-fee request/Petition; but if any fee is needed, please charge
the same to our deposit account number 50-0320.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP
Attorneys for Applicants

By 
William S. Frommer
Reg. No. 25,506
(212) 588-0800

FEB 22 2007

Korde, Laila

From: Burch, Rori [Rori.Burch@USPTO.GOV]
Sent: Monday, March 27, 2006 1:23 PM
To: Korde, Laila
Subject: RE: Serial No. 09/872509

Yes. This is the information that necessary to continue the process of this application. Thank you
(acceptable)

*Mrs. Burch
Patent Publications
Voice 703-305-0333 ext. 135*

-----Original Message-----

From: Korde, Laila [mailto:LKorde@fhlaw.com]
Sent: Monday, March 27, 2006 1:10 PM
To: Burch, Rori
Subject: Serial No. 09/872509

Hi Roni: This email is in response to the Notice to File Corrected Application Papers. Its true that on the declaration the 5th inventor's residence says : "California, USA" and no city under residence. However, this application is a continuation of Serial No. 09/059,776, which issued as Patent No. 6,256,391. Apparently, prior to issuance of Patent Number 6,256,391, PTO was provided with the complete residence information for 5th-named inventor, and so on the Issued Patent No. 6,256,391, the fifth Inventor's Information reads as follows:

Hisato Shima, Saratoga, CA (US)

Will you accept that as a response to the Notice issued 3/23/06?

I kindly request you to acknowledge and let me know whether PTO will accept this information as a response to the Notice.

Thank you.

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Korde, Laila

From: Korde, Laila
Sent: Monday, March 27, 2006 1:10 PM
To: 'tori.burch@uspto.gov'
Subject: Serial No. 09/872509

Hi Roni: This email is in response to the Notice to File Corrected Application Papers. Its true that on the declaration the 5th inventor's residence says : "California, USA" and no city under residence. However, this application is a continuation of Serial No. 09/059,776, which issued as Patent No. 6,256,391. Apparently, prior to issuance of Patent Number 6,256,391, PTO was provided with the complete residence information for 5th-named inventor, and so on the Issued Patent No. 6,256,391, the fifth Inventor's information reads as follows:

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